

(2) MAY EMPLOY OTHER STAFF IN ACCORDANCE WITH THE STATE BUDGET.

REVISOR'S NOTE: Subsection (a) of this section is standard language added for clarity.

Subsection (b) of this section is new language derived without substantive change from former Art. 101, § 91(c)(4).

Subsection (c) of this section is new language derived without substantive change from former Art. 101, § 91(b)(1) and the first clause of (c)(3).

In subsection (b)(1) of this section, the phrases "for each day that the member is engaged in duties of the office" are substituted for the former phrases "for each day as a member of the Board", which suggested erroneously that a member receives compensation for each day during the term of the member, regardless of service on a particular day and which was inconsistent with the former adjective "per diem". In light of this substitution, the former adjective "per diem" is deleted as unnecessary.

In subsection (b)(2) of this section, the reference to the "Standard State Travel Regulations" is substituted for the former reference to "actual and incidental" expenses "of travel required for members of the Board". See SF § 10-203 and COMAR 23.02.01.01 through .12.

Subsection (c)(2) of this section is revised to enable the "Board" to employ staff, although former Art. 101, § 91(b)(1) specifically required the "Fund" to have staff as "authorized in the annual State budget" and, generally in the revision of this subtitle, references to the "Board" and "Fund" have been carried over from former Art. 101, §§ 90 through 102. With respect to staff, however, disbursements from the Fund are not subject to the State budget, which has included salaries and expenses of staff as part of the General Fund appropriation that former Art. 101, § 91(c)(6) required for the "Board". See § 10-316(b)(2) of this subtitle and the revisor's note to § 10-315 of this subtitle. Furthermore, former Art. 101, § 94 referred to "employees of the Board". See § 10-310(d) of this subtitle. However, the title of Ch. 576, Acts of 1983, which enacted the former provisions, referred to staff for the Fund.

In subsection (c)(2) of this section, the former word "employees" is deleted as unnecessary in light of the word "staff".

The second clause of former Art. 101, § 91(c)(3), which provided for the director to "receive the salary provided in the annual State budget", is deleted as unnecessary in light of § 10-316 of this subtitle and as incomplete as to other staff.

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, the lack of an express provision establishing the number of members who constitute a quorum. Case law indicates that, absent an express provision, a majority of the members is a